

1-1 By: Zaffirini S.B. No. 1339
 1-2 (In the Senate - Filed March 10, 2021; March 18, 2021, read
 1-3 first time and referred to Committee on State Affairs;
 1-4 April 22, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 8, Nays 1; April 22, 2021,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16		X		
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1339 By: Zaffirini

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the authority to request attorney general advice on
 1-22 questions relating to actions in which the state is interested.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 402.043, Government Code, is amended to
 1-25 read as follows:

1-26 Sec. 402.043. QUESTIONS RELATING TO ACTIONS IN WHICH THE
 1-27 STATE IS INTERESTED. The attorney general shall advise an [~~a~~
 1-28 ~~district or county~~] attorney [~~of this state~~], on the attorney's
 1-29 request, in the prosecution or defense of an action in which the
 1-30 state is interested before a district or inferior court if:

1-31 (1) the requesting attorney has investigated the
 1-32 question involved and submitted a brief to the attorney general;
 1-33 and

1-34 (2) the requesting attorney is:

1-35 (A) a district or county attorney; or

1-36 (B) a county employee who:

1-37 (i) serves as the head of the civil legal
 1-38 department of a county located on the international border that has
 1-39 a population of less than 400,000 and contains one or more
 1-40 municipalities with a population of 200,000 or more; and

1-41 (ii) has received approval for the
 1-42 submission of the request from the commissioners court of the
 1-43 county.

1-44 SECTION 2. This Act takes effect immediately if it receives
 1-45 a vote of two-thirds of all the members elected to each house, as
 1-46 provided by Section 39, Article III, Texas Constitution. If this
 1-47 Act does not receive the vote necessary for immediate effect, this
 1-48 Act takes effect September 1, 2021.

1-49 * * * * *